



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Public Hearing to Consider Planning Commission's Recommendation to Approve the Following Requests of David C. Sproul

-
1. to prezone the parcels at 5909 and 6161 East State Route 12 (APN's 049-040-07 and 049-130-22) M-1, Light Industrial; and
 2. to certify the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above project.

MEETING DATE: August 4, 1993

PREPARED BY: Community Development Director

RECOMMENDED ACTION: That the City Council conduct a public hearing to consider Planning Commission's recommendation to approve the following requests of David C. Sproul:

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1. to prezone the parcels at 5909 and 6161 East State Route 12 (APN's 049-040-07 and 049-130-22) M-1, Light Industrial; and
 2. to certify the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above project.

BACKGROUND INFORMATION: Mr. Sproul's family owns the property at 6161 East State Route 12 (Victor Road) and is desirous of annexing it to the City. In order to accomplish the Sprouls' request the property to its west (5909 East State Route 12) which belongs to the John Taylor Fertilizer Company must also be annexed.

The Planning Commission has recommended that both parcels be prezoned M-1, Light Industrial, which is consistent with the General Plan. The San Joaquin Local Agency Formation Commission requires cities to prezone properties before the annexation process can begin.

FUNDING: Application fees.


James B. Schroeder
Community Development Director

JBS/cg

Attachments

APPROVED: 

THOMAS A. PETERSON
City Manager



recycled paper

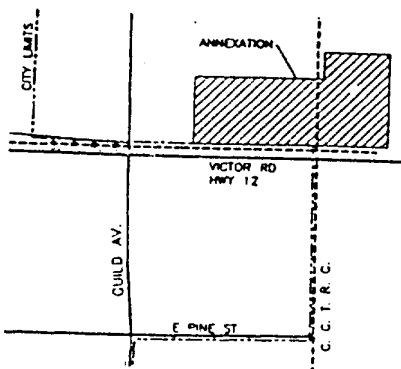
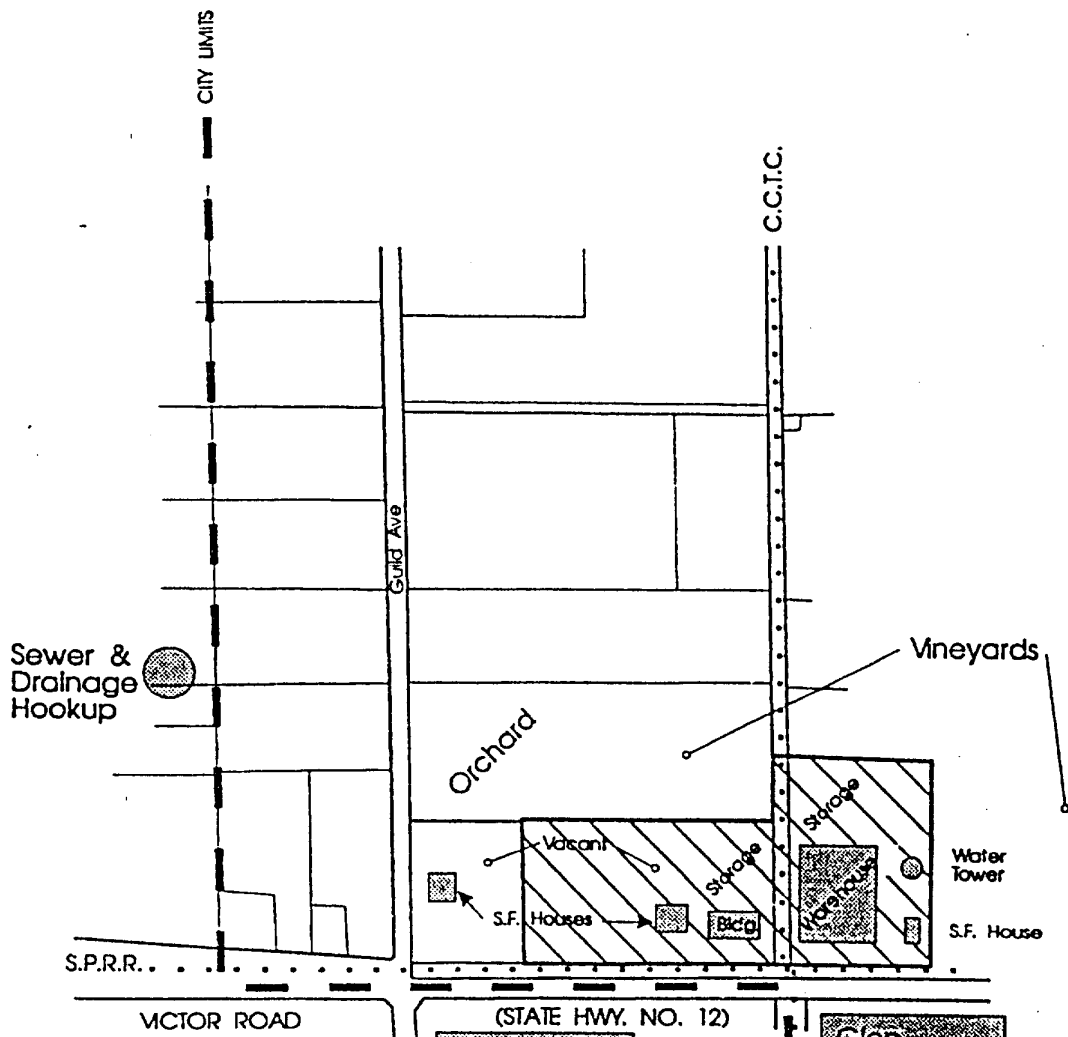
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EXCERPTS
PLANNING COMMISSION MINUTES
JUNE 14, 1993

The next item for review was the request of David C. Sproul to prezone the parcel at 6161 East Hwy 12 to M-1, Light Industrial and to certify the filing of a negative declaration by the Community Development Director as adequate environmental documentation on the project. The matter was introduced to the Commission by Community Development Director Schroeder. Mr. Schroeder explained that the prezoneing was the first step in the annexation procedure to bring this property into the City. In addition to the Sproul property, the City has added an additional property to the west across the Central California Traction Line to make the annexation more contiguous to the City. He noted that the Sproul property contains the old Roma Winery building which has been divided up and is occupied by a number of different businesses. The applicant has no immediate plans to do any further development on the site.

Chairman Mindt asked if anyone in the audience wished to speak on this matter. Coming forward to speak was David Sproul, 6161 East Hwy 12. Mr. Sproul requested the Planning Commission's consideration for the prezoneing request. Following a brief discussion the Planning Commission, on a motion by Commissioner Griffith and a second by Commissioner Stafford, unanimously approved the request to prezone the parcel at 6161 East Hwy 12 to M-1, Light Industrial, and to certify the filing of a negative declaration.



David Sproul Addition
Map

ORDINANCE NO. 1583

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AN ORDINANCE OF THE LODI CITY COUNCIL
AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY
PREZONING THE PARCELS LOCATED AT 5909 AND 6161 EAST STATE ROUTE
12 (APN'S 049-040-07 AND 049-130-22) M-1, LIGHT INDUSTRIAL.

=====

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

SECTION 1. The Official District Map of the City of Lodi adopted by
Title 17 of the Lodi Municipal Code is hereby amended as follows:

The parcels located at 5909 and 6161 East State Route 12 (APN's
049-040-07 and 049-130-22) are hereby prezoned M-1, Light Industrial,
as shown on vicinity map on file in the office of the City Clerk.

SECTION 2. The alterations, changes, and amendments of said Official
District Map of the City of Lodi herein set forth have been approved by
the City Planning Commission and by the City Council of this City after
public hearings held in conformance with provisions of Title 17 of the
Lodi Municipal Code and the laws of the State of California applicable
thereto.

SECTION 3. All ordinances and parts of ordinances in conflict
herewith are repealed insofar as such conflict may exist.

SECTION 4. This ordinance shall be published one time in the "Lodi
News Sentinel", a daily newspaper of general circulation printed and
published in the City of Lodi and shall be in force and take effect
thirty days from and after its passage and approval.

Approved this 4th day of August 1993

PHILLIP A. PENNINO
Mayor

Attest:

JENNIFER M. PERRIN
City Clerk

State of California
County of San Joaquin, ss.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1583 was introduced at a regular meeting of the City Council of the City of Lodi held August 4, 1993 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held _____, 1993 by the following vote:

Ayes:	Council Members -
Noes:	Council Members -
Absent:	Council Members -
Abstain:	Council Members -

I further certify that Ordinance No. 1583 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

JENNIFER M. PERRIN
City Clerk

Approved as to Form

BOBBY W. McNATT
City Attorney

ORD1583/TXTA.01V

CITY OF LODI
221 WEST PINE STREET
LODI, CALIFORNIA 95240

ADVERTISING INSTRUCTIONS

SUBJECT: NOTICE OF PUBLIC HEARING - REQUESTS OF DAVID C. SPROUL

PUBLISH DATES: SATURDAY, JULY 10, 1993

TEAR SHEETS WANTED: THREE

AFFIDAVIT AND BILL TO:

JENNIFER M. PERRIN, CITY CLERK

DATED: JULY 7, 1993

ORDERED BY:

Peggy J. Nicolini
PEGGY NICOLINI
DEPUTY CITY CLERK

ADVINS/TXTA.02J

DECLARATION OF MAILING

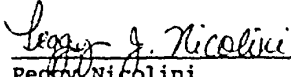
On July 8, 1993 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 8, 1993, at Lodi, California.

Jennifer M. Perrin
City Clerk



Peggy Nicolini
Deputy City Clerk

EXHIBIT A



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: August 4, 1993

Time: 7:00 p.m.

For information regarding this Public Hearing
Please Contact:

Jennifer M. Perrin
City Clerk
Telephone: 333-6702

NOTICE OF PUBLIC HEARING

August 4, 1993

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

- a) Planning Commission's recommendation to approve the following requests of David C. Sproul:
 1. to prezone the parcels at 5909 and 6161 East State Route 12 (APN's 049-040-07 and 049-130-22) M-1, Light Industrial; and
 2. to certify the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above project.

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.


If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:


Jennifer M. Perrin
City Clerk

Dated: July 7, 1993

Approved as to form:


Bobby W. McNatt
City Attorney

ESPRULL

PUBLIC HEARING LIST

MAILING LIST FOR: Annexation/Prezone 6161 E Hwy 12			
FILE #	CITY, STATE	ZIP	
049-130-22	Alhambra H Spruill		→
-23	Anthony J Costa et al		
-34	James M & JI Miller		
-38	Southern Pacific TRB Co.		
-120-311	East Side Winery		
-29	Central Calif. Irrigation Co.		
-040-07	John Taylor Pettingers Co		→
-05	William H H Mason Trs.		
-19	East Side Winery		
-33	Southern Pacific TRB Co		
	David C Spruill		
	P O Box 738		
	Indi CA	95341	
	Bakersfield	93305	
	"	95341	
	Indi CA	95340	
	Stockton CA	95213	
	Stockton CA	95217	
	Lechl	95341	
	Bakersfield	93315	
	"	95340	
	Indi CA	95341	
	Colorado Springs CO	80918	
	1665 Spruill Lane		
	P O Box 388		
	17519 N Kenhison Lane		
	P O Box 3036		
	P O Box 440		
	1645 Cherokee Rd		
	Stockton CA	95217	
	Stockton CA	95213	
	Indi CA	95340	
	"	95341	
	Bakersfield	93305	
	Indi CA	95341	

EXHIBIT B



CITY OF LODI

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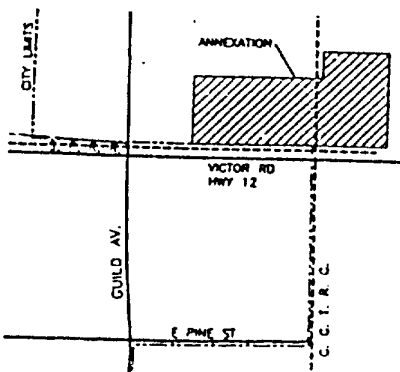
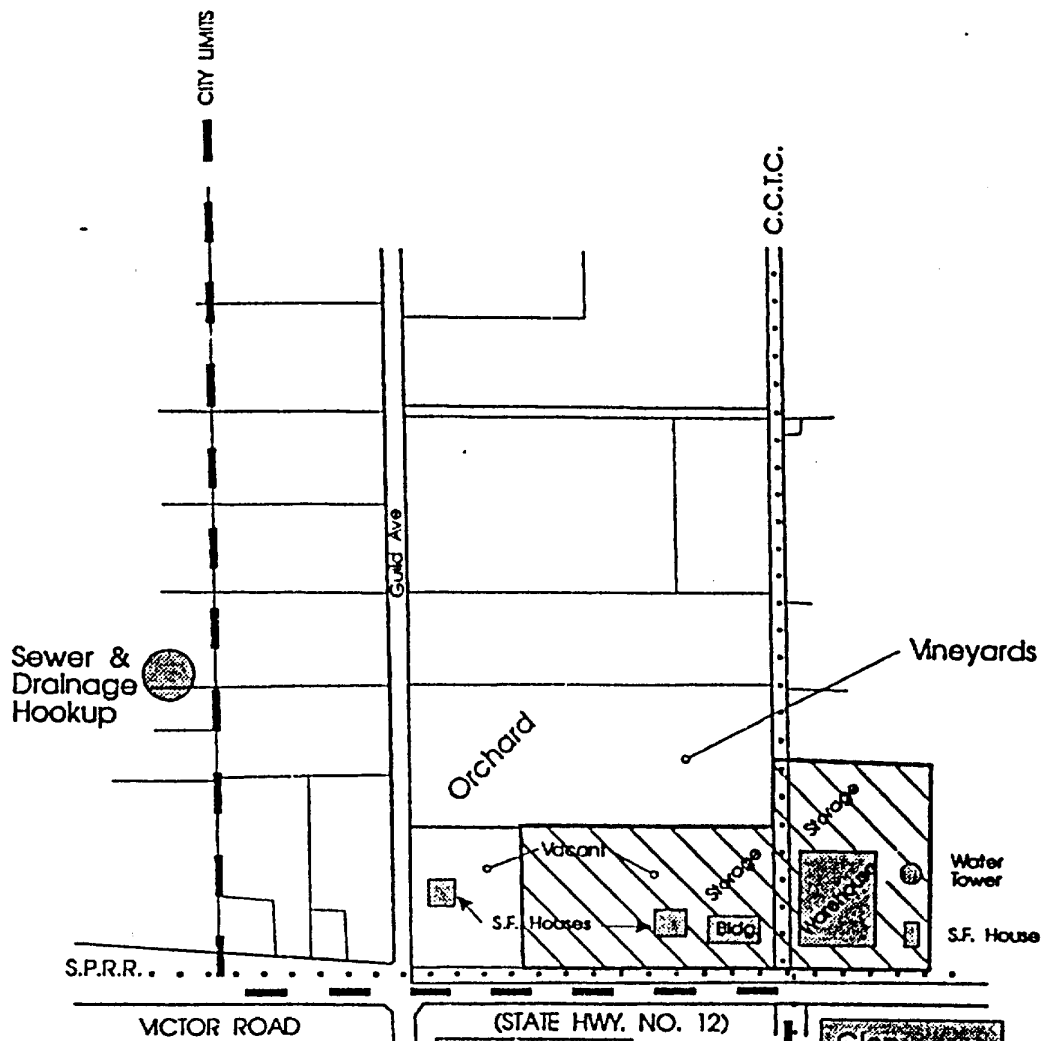
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